BOOK 3784 PAGE 450 ~ CO, 1242

RECOR FOR 3 AUG

RESOLUTION NO. 10056

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 10041; RESERVING EASEMENTS AND RIGHTS OF WAY AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE RESERVATION OF SUCH EASEMENTS AND RIGHTS OF WAY; AND MAKING ITS ORDER VACATING A PORTION OF MYERS STREET.

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WHEREAS on July 29, 1964, the City Council of the City of Riverside adopted Resolution No. 10041 declaring its intentention to order the vacation of a portion of Myers Street and fixing the time and place of hearing all persons interested in the proposed vacation, pursuant to the provisions of the Street Vacation Act of 1941, being Sections 8300 et seq. of Part 3, Division 9 of the Streets and Highways Code of the State of California; and

WHEREAS said proposed vacation was submitted to and acted upon by the Planning Commission of the City of Riverside and notice of hearing said resolution was given as provided by said Street Vacation Act of 1941; and

WHEREAS on the day fixed for the hearing the City Council heard and considered the evidence offered by persons interested and found and hereby finds from all of the evidence submitted that said portion of Myers Street ordered vacated is unnecessary for present or prospective public use.

NOW, THEREFORE, IT IS RESOLVED AND ORDERED by the City Council of the City of Riverside, California, that the said portion of Myers Street in the City of Riverside, County of Riverside, State of California, described as follows:

> That portion of Myers Street (60.00 feet wide) lying southeasterly of the southeasterly line of Indiana Avenue (80.0 feet wide) and north-westerly of the northwesterly line of the Atchison, Topeka and Santa Fe railway right of way, said street being a portion of Block 29 of the Lands of the Riverside Land and Irrigating Company as shown by map on file in Book 1, page 70 of Maps, Records of San Bernardino County, California, and

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31 32 being a portion of that certain street deeded to the City of Riverside by deed recorded January 14, 1896, in Bock 32, page 187 of Deeds, Records of Riverside County, California.

RESERVING all permanent easements and rights of way of every nature as provided in Section 8330 and 8331 of the Streets and Highways Code over, across, upon and under the portion of said street to be vacated.

be and the same is hereby vacated.

BE IT FURTHER RESOLVED that the City Council does hereby determine that the public convenience and necessity require the reservation of permanent easements and rights of way to construct, maintain, operate, replace, remove and renew sanitary sewers and storm drains and appurtenant structures in, upon, over and across the above described portion of the street to be vacated and reserving the right to construct, maintain, operate, replace, remove, renew and enlarge lines of pipe, conduits, cables, wires, poles and other convenient structures, equipment and fixtures for the operation of gas pipe lines, telegraphic and telephone lines, and for the transportation and distribution of electric energy, petroleum and its products, water and incidental purposes, including access and the right to keep the property free from inflammable materials and wood growth and otherwise protect the same from all hazards in, upon and over the above described portion of the street to be vacated.

IT IS FURTHER ORDERED that the City Clerk of said City of Riverside shall cause a certified copy of this order, attested by the City Clerk under the seal of said City to be recorded in the office of the County Recorder of Riverside County, California.

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1 ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk this 18th day of August, 1964. 2 3 4 Mayor of the City of Riverside 5 6 Attest: 7 8 9 City Clerk of the City of Riverside 10 11 12 I, Virginia J. Strohecker, City Clerk of the City of 13 Riverside, California, hereby certify that the foregoing 14 resolution was duly and regularly introduced and adopted by 15 the City Council of said City at its meeting held on the 18th 16 day of by the following vote, to-wit: August, 1964, 17 Ayes: Councilmen Backstrand, Sotelo, Coil, Bergin, Munson, 18 Renck and Bets. 19 Noes: None . 20 Absent: 21 IN WITNESS WHEREOF I have hereunto set my hand and 22 affixed the official seal of the City of Riverside, California, 23 day of August, 1964. 18th 24 25 26 27 City Clerk of the City of Riverside 28 29 RECORDED <u>Aug 25 /964</u>
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